

Serial No. 10/058,924  
Docket No. FJ-2001-041-US

SEP 18 2009

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of

Hisayoshi TSUBAKI

Serial No.: 10/058,924

Group Art Unit: 2624

Filing Date: January 30, 2002

Examiner: Perungavoor, Sathyanaraya V.

For: IMAGE RECORDING METHOD AND SYSTEM, IMAGE TRANSMITTING  
METHOD, AND IMAGE RECORDING APPARATUS

Mail Stop Amendment  
Honorable Commissioner of Patents  
Alexandria, Virginia 22313-1450

STATEMENT OF SUBSTANCE OF INTERVIEW

Sir:

Applicants provide herewith their Statement of Substance of the telephone interview which was conducted between the Examiner and Applicants' representative on September 15 and September 18, 2009.

1. **Brief description of nature of exhibits/demonstrations:** N/A
2. **Claims discussed:** 1, 5, 6, 14, 19, 23, 36, and 41.
3. **Prior art discussed:** Kawata (U.S. Patent No. 5,724,155 and Saito (U.S. Patent No. 6,542,627).
4. **Proposed amendments discussed:** The Examiner indicated that adding the limitations, "inputting GPS information added to an image of a subject to be photographed and place name information associated with the GPS information to a digital camera from an external device using radio communication before photographing the subject to be photographed" and "after photographing the subject, recording an image of the subject and the GPS information input from the external device in connection with the image," as claimed by claim 23, to independent claims 1, 15, and 19 would likely overcome the cited references.
5. **Arguments made by Applicants' representative:** The Applicants disagreed with the Examiner's proposal and explained that claims 1 and 23 are different for reasons below. Therefore, the technique of claim 23 cannot be applied to claim 1.

That is, independent claim 23 outlines a method of obtaining a GPS information and a place name associated with a GPS information from a car navigation device using

radio communication, displaying the place name on LCD monitor for photographing place to be confirmed, and after photographing, records the GPS information on the header part of the photographed image.

On the other hand, independent claim 1 is related to a technique of adding patient ID on the header part of the medical image. That is, claim 1 outlines that, when the patient ID is read from the patient card, the image recording method obtains patient's facial photograph and name associated with patient ID registered in the database, displays patient's facial photograph and name on the camera monitor, and after confirming the patient's identity, the patient ID is automatically added to the header part of the photographed medical image when the photographing is performed.

As can be seen above, independent claim 1 and 23 are different and distinct from each other, and the technique recited in claim 23 cannot be applied to claim 1.

Further, since independent claim 12 belongs to the species of the unelected Group III with regard to the Examiner's Restriction Requirement of November 5, 2007, the Examiner has already admitted that claim 23 is different and distinct from claim 1.


Applicants also asserted that the cited references do not teach or suggest that the features recited by claim 6. The Examiner agreed with the Applicants' assertion and explanation, and indicated that he may amend the independent claims 1, 15, and 19 to include the features of claim 6 through an Examiner's Amendment to allow the above-recited independent claims and the claims depending from the independent claims.

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6. Other pertinent matters: N/A  
7. Result of Interview: Agreement was reached.

Respectfully Submitted,

Date: 9/18/09

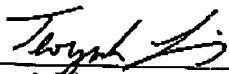
  
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**CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that the foregoing was filed by facsimile with the United States Patent and Trademark Office, Examiner Sathyanaraya V. Perungavoor, Group Art Unit # 2626 at fax number (571) 273-8300 this 18th day of September 18, 2009.

  
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